IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
WRIT PETITION NO.10046 OF 2004

Dattatraya Balu Patil. .. Petitioner
Vs.
The Divisional Controller,
MSRTC Thane Division & Ors. .. Respondents
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Shri A.K.Jalisatgi and Shri Amol B.Desai for the petitioner.

Shri G.S.Hegde & Associates for the respondents.
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CORAM : R.M.S.KHANDEPARKAR, J

DATED : 21st December, 2004.

P.C.

1. Heard. Undisputedly, a complaint was filed against the show cause notice issued by the Corporation in relation to the alleged misconduct on the part of the petitioner. Considering the same, no fault can be found with the order passed by the revisional authority setting aside the order of the Labour Court and dismissing the complaint. Needless to say that such dismissal of the complaint will not preclude the petitioner from filing his reply to the show cause notice and making necessary representation against the proposed action against him.

2. With such liberty to the petitioner, if the reply is filed within a period of three weeks from today leaving it open to the Corporation to deal with the same in accordance with the provisions of law. The petition is rejected as there is no case made out for interference in exercise of writ jurisdiction under Article 227 of the Constitution of India.

3. Authenticated copy be given.